

Serial No. 10/610,933..... page 9

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REMARKS

Claims 1 – 16 are currently pending. In the above-identified Office Action, the Examiner rejected Claims 1 – 16 under 35 U.S.C. § 102(e) as being anticipated by *Shoji et al.* (U.S. Patent No. 6,157,609) hereinafter 'Shoji'.

Applicant is grateful for the interview granted Applicant's Attorney (William J. Benman) on May 30, 2007 during which the Examiner (Kim Chu) made very useful suggestions regarding the prosecution of the Application.

The Claims have been amended by this Paper in accordance with the suggestions of the Examiner. Specifically, the Claims have been amended to recite utilization of an error signal to adjust write timing to provide **a mark or a space on an optical disc that is precisely spatially located relative to a spatial feature**. New Claims 17 – 26 are dependent Claims which further limit the invention recited in the independent claims to the provision of a mark or space that is precisely spatially centered relative to a spatial feature.

Support for the amendments proposed herein and the new claims may be found at page 10, lines 25 – 28.

Clearly, the prior art does not teach, disclose or suggest a system or method for writing data on an optical disc with a means or method for adjusting write timing to provide a mark or space on the disc that is precisely spatially located relative to a spatial feature.


In a communication dated June 4, 2007, the Examiner suggested that this feature may be shown by Fuji ('956). Fuji purports to teach a system for providing a notch which is used to set a mark or space. However, the notch is used to provide a consistent and absolute position for a mark written on the disc. Fuji does not teach or suggest a means or method for adjusting write timing to provide a mark or space on the disc that is precisely spatially located on the disc. This is important inasmuch as some of the read errors may be due to defects and distortions on the disc that were not

Serial No. 10/610,933..... page 10

present at the time of manufacture. The present invention provides a system for compensating for such errors in a manner not shown by Fuji, taken alone or in combination with the other references.

Accordingly, reconsideration, allowance and passage of the presently pending Claims to issue is respectfully requested.

Respectfully submitted,
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